

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES - Tahsildars - Kadapa District - Sri S.Nagamallanna, formerly Tahsildar, Duvvur (now retired) - Committed certain irregularities in diverting drought to rice to black market - Initiated disciplinary action - Enquiry - Report - Further action dropped - Orders - Issued.

REVENUE (VIGILANCE.II) DEPARTMENT

G.O.Rt.No. 710.

Dated:22.05.2009

Read the following:

1. From Spl.CS & CCLA Ref.No.VSI(5)/3046/2003, dt.17.10.2008.
2. Govt.Memo.No.54587/Vig.II(2)/2008-2, dt.20.11.2008.
3. Reptn. of Sri S.Nagamallanna, former Tahsildar (now reted) dt.16.12.08.
4. Govt.Memo.No.54587/Vig.II(2)/2008-2, dt.7.1.2009.
5. From the District Collector, Kadapa Lr.Ref.No.A1/367/2002, dt.12.3.2009.

O R D E R:-

In the reference 1st read above, the Chief Commissioner of Land Administration, Hyderabad has stated that the District Collector, Kadapa has reported that on the allegation diversion of 45.29 quintals of drought relief rice to block market in Duvvur Mandal, Kadapa District Sri S.Nagamallanna, Tahsildar and Sri S.Pullaiah, MRI, Duvvur were responsible. After following the procedure, the Collector, Kadapa has concluded the disciplinary case by awarding minor punishment of stoppage of one annual grade increment without cumulative against Sri S.Pullaiah, MRI vide Collector's proc. No.A2/3531/2001, dt.18.9.2003. While concluding the disciplinary case against the MRI, the disciplinary authority has observed to initiate disciplinary action against the Tahsildar. Accordingly, charges were framed against Sri S.Nagamallanna, formerly Tahsildar vide his proc. No.A1/367/2002, dt.22.11.2003 and the Accused Officer has submitted his explanation denying the charges. As the explanation submitted by the DO is not convincing, the District Collector, Kadapa has appointed the Special Deputy Collector (LA), PBC, Kadapa as inquiring authority to enquire into the allegations. The Enquiry Officer has submitted his enquiry report stating that the charges against the Delinquent Officer are proved and he is liable for awarding major punishment besides recovery of 50% of the cost of diverted rice of 45.29 quintals with 18% interest. Further, the Enquiry Officer in his findings has recommended to recover the remaining 50% of the cost of the diverted rice with 18% interest from Sri S.Pullaiah, former MRI (now retired). The Chief Commissioner of Land Administration while furnishing proposals has informed that Sri S.Nagamallanna, former Tahsildar, has retired from service on 30.9.2007 and the MRI has also retired from service on 31.12.2006 and the Govt. is competent to conclude the disciplinary proceedings against them under rule 9 (2) (b) of APRP Rules, 1980. On a further correspondence, the Collector, Kdapa has reported that the loss caused to Government is Rs.53,120/- and the proposed recovery is as a measure towards the loss caused to the Government.

2. In the reference 2nd read above, copy of the enquiry report was communicated to Sri S.Nagamallanna, former Tahsildar (now retired) to submit his representation on the findings of the enquiry officer. The delinquent officer has submitted his representation dt.16.12.2008 stating that as per rules in vogue, the bounden duty of the MRI is to produce the DDs and obtain ROs from the MROs office and lift the stock and deliver the stock at the door step of FP shop dealers. The MRI produced the DDs towards the cost of 45.29 qtls of drought relief rice and obtained ROs from the office and lifted the stock on 31.8.2001 and diverted to black market.

Since the cost of 45.29 qtls of drought rice was already paid in the shape of DDs by the MRI and lifted the stock there is no loss caused to AP Civil Supplies Department. He has therefore requested the Government to drop further action against him.

3. Government after careful examination of the entire matter have observed that the stock was released after receiving the DDs towards the cost of rice and there was no loss to Civil Supplies Corporation and the loss estimated payable to the Government appears to be hypothetical towards the benefit forfeited by the cardholders. The diversion of stocks to black market after handover of the stocks to the route officer lies only with MRI and the MRO can not be made responsible for the above loss. Regarding the recovery of the loss from the MRI, it was observed that it may not be possible to recover the loss from the MRI, since his pensionary benefits were already released and the disciplinary case against him was also concluded with a minor punishment. The disciplinary authority has not considered regarding recovery of financial loss from MRI as there was no real loss to Civil Supplies Corporation. Accordingly, Government have taken a lenient view and hereby drop further action against Sri S.Nagamallanna, formerly Tahsildar, Duvvur (now retired).

4. The Chief Commissioner of Land Administration, Hyderabad is requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

G.SUDHIR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration,
Andhra Pradesh, Hyderabad.
The District Collector, Kadapa.

Copy to:-

Sri S.Nagamallanna, former Tahsildar, Duvvur Mandal,
Kadapa District through CCLA, Hyd.
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER.